



State of New Jersey

DEPARTMENT OF LAW AND PUBLIC SAFETY DIVISION OF CONSUMER AFFAIRS STATE BOARD OF VETERINARY MEDICAL EXAMINERS

1100 RAYMOND BOULEVARD—ROOM 513
NEWARK, NEW JERSEY 07102
201-648-2841

W. CARY EDWARDS
ATTORNEY GENERAL

JAMES J. BARRY, JR.
DIRECTOR

September 30, 1988

Bryan Johnson, VMD
Cranbury Veterinary Hospital
465 Cranbury Road
East Brunswick, New Jersey 08816

Re: Case-#-87-36

Dear Dr. Johnson:

This is to advise you that the Board of Veterinary Medical Examiners has received and reviewed certain information regarding activity in which you were engaged as a Board licensee. The Board's initial review discloses what appears to be repeated acts of negligence in violations of N.J.S.A. 45:1-21(b), and professional misconduct in violation of N.J.S.A. 45:1-21(d) in that on February 4, 1987 Andy and Victor Sijew presented you with their pet dog, "Misty", and during the animal's hospitalization at Cranbury Veterinary Hospital, a medulary pin was inserted the animal's leg and was properly placed in the medulary canal, but for the entire length of the canal the pin was outside and parallel to both the proximal and distal segments, and 2) the attending veterinarian failed to properly post-surgically examine the orthopedic repair that was done by radiographing.

You are hereby offered the opportunity to settle this matter and avoid the initiation of formal disciplinary proceedings by signing the enclosed certification and paying a civil penalty assessed in the amount of \$1,000.00, a sum of \$500.00 for each of the above two counts, \$300.00 for administrative costs, and returning \$150.00 to Cindy Sijew and cancelling the \$284.25 balance owing on the bill. The penalty is to be made payable to the State of New Jersey. The \$150.00 restitution check is to be made payable to Cindy Sijew and sent to this office to be forwarded to the consumer. Further, the penalty and costs are to be paid by two separate checks.

Alternatively, you may waive your right to a hearing and submit a written statement or explanation to the Board. The Board will consider this statement and render a final decision thereon. You may also request a hearing in which case the matter will be scheduled and this notice will serve as a complaint. At the hearing you may, either personally or with the assistance of an attorney, submit such testimony or other evidence as you may deem necessary in order for the Board to finally determine whether the unlawful acts set forth herein have been proven.

You should also be aware that upon final evaluation of the evidence submitted at the hearing, the Board may, if unlawful acts are found to exist, assess civil penalties in an amount greater than that herein offered in settlement. Additionally, the Board may, if the facts are found to so warrant, enter an order requiring the restoration of any monies acquired by unlawful acts, the payment of costs and directing that you cease and desist from continued use of those acts found to be unlawful.

The enclosed certification should be returned to the Board with your indicated course of action within ten days following receipt hereof. In the event that the Board receives no response within ten days, the allegations contained herein shall be deemed admitted and the Board will proceed to finally review this matter and enter an appropriate final order in relation thereto.

Very truly yours,

Maurice W. McQuade
Executive Director

MWM/rag
Encl.
c.r.r.

CERTIFICATION

Complaint of 87-36 Case No. _____

I have received the Board's letter dated Dec 16, 1987
regarding alleged violations.

Please check one:

✓ The allegations set forth therein are acknowledged
and I enclose herewith a check in the amount of
\$ 1,300 payable to the "State of New
Jersey". Assurance is hereby given that the
conduct alleged in the notice will not continue
or reoccur.

_____ I hereby waive any right which I may have to a
hearing in this matter and agree to cease and
desist as directed.

_____ A hearing on this matter before the Board is
hereby requested.

OCT 13 1988

Angus L. Johnson M.D.
Signature

Dated: 10/4/88

I know this leg was pinned correctly. I will continue to
ask for the xray. Since I can not at this time I will pay
the fine.